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## STATE OF COLORADO

Roy Romer, Governor  
Patricia A. Nolan, MD, MPH, Executive Director

R.F.O. - MAILROOM

*Dedicated to protecting and improving the health and environment of the people of Colorado*

## HAZARDOUS MATERIALS AND WASTE MANAGEMENT DIVISION

4300 Cherry Creek Dr. S.  
Denver, Colorado 80222-1530  
Phone (303) 692-3300  
Fax (303) 759-5355

222 S. 6th Street, Room 232  
Grand Junction, Colorado 81501-2768  
Phone (303) 248-7164  
Fax (303) 248-7198



Colorado Department  
of Public Health  
and Environment

95 JAN 17 AM 9 37

January 9, 1995

Mr. Steven W. Slaten  
U. S. Department of Energy  
Rocky Flats Office, Bldg 116  
P.O. Box 928  
Golden, Colorado 80402-0928

RE: Operable Unit (OU) 9 Dispute: Tanks T-8, T-9, T-24, and T-32

Dear Mr. Slaten,

The Colorado Department of Public Health and Environment, Hazardous Materials and Waste Management Division (the Division), has signed the Resolution Statement for the OU 9 Tank Dispute. We signed the version DOE prepared on December 21, 1994, which was received here on December 28, 1994.

As you know, one remaining issue for the Division is tank integrity testing for tanks in T-24 (Building 887). We feel tank integrity information is necessary to 1) ensure that these tanks would have a compliant ongoing hazardous waste storage mission as 90-day tanks, and 2) aid characterization of any past releases from the unit. Therefore, rather than further delay resolution of this dispute, the Division requests that DOE either provide us existing tank and ancillary equipment integrity data or test the tanks and ancillary equipment and provide the data to us prior to conversion of the tanks to 90-day status.

If you have any questions regarding these matters, please call me at 692-3356.

Sincerely,

Joe Schieffelin, Unit Leader  
Rocky Flats IAG Unit  
Hazardous Waste Control Program

cc: Martin Hestmark, EPA  
Dan Miller, AGO  
Steve Tarlton, CDPHE-OE  
Jim Burd, DOE  
Craig Cowdery, EG&G  
Cathy Alstatt, CDPHE-HMWM  
Chris Gilbreath, CDPHE-HMWM

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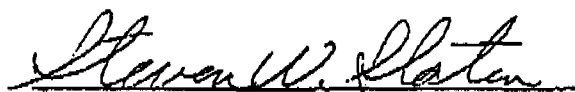
ADMIN RECORD

A-DU09-000352

## Resolution:

As part of this resolution, DOE, CDPHE and EPA IAG Coordinators agree to the following:

1. As of the execution date of this dispute resolution, CDPHE grants full and unconditional approval of Technical Memorandum 1, Volume 1, Part A to the Phase I RFI/RI Work Plan for Operable Unit 9.
2. In accordance with the IAG, DOE will submit a plan to investigate tanks T-8 and T-9 within 75 days of the execution of this dispute resolution. This plan shall include investigation of the soil, groundwater, and tanks in a manner similar to that proposed in TM1 for other tanks in OU9 (e.g., investigation of both the surface and subsurface soils above and in the vicinity of the tanks; investigation of the groundwater, if encountered in boreholes from which subsurface soil samples are obtained; an external inspection of the tanks, if accessible; an internal inspection of the tanks; and an investigation of the internal residue with wipe samples or rinse and rinsate sampling; and a schedule for implementing the proposed work). The investigation will be conducted within 18 months of the execution of this dispute resolution. An 18 month period is necessary to allow continuation and prevent disruption of vital safety systems operations. The DOE Operations Division, therefore, will investigate contingencies for feasible alternative containment, if needed.
3. In accordance with the IAG, DOE will submit a plan to investigate tanks T-24 and T-32 within 75 days of the execution of this dispute resolution. This plan shall include investigation of the soil, groundwater, and tanks in a manner similar to that proposed in TM1 for other tanks in OU9 (e.g., investigation of both the surface and subsurface soils above and in the vicinity of the tanks; investigation of the groundwater, if encountered in boreholes from which subsurface soil samples are obtained; an external inspection of the tanks, if accessible; an internal inspection of the tanks; and an investigation of the internal residue with wipe samples or rinse and rinsate sampling; and a schedule for implementing the proposed work). The investigation will be conducted within 18 months of the execution of this dispute resolution. The T-24 tanks will be converted to generator status and the existing secondary containment for T-24 will be maintained in good condition.



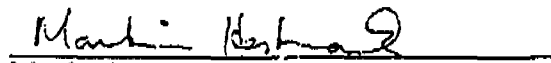
Steven W. Slaten  
Interagency Agreement Coordinator, DOE

12-21-94  
Date



Joe Schieffelin  
Unit Leader, CDPHE

1/3/94  
Date



Martin Hestmark  
RFP Manager, EPA

1/11/94  
Date

Post-It™ brand fax transmittal memo 7671		# of pages > 1
To <u>Craig</u>	From <u>Jim Burk</u>	
Co. <u>Cowdry</u>	Co.	
Dept.	Phone #	
Fax # <u>8704</u>	Fax #	